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9 Attorneys for USACM Liquidating Trust

10 **UNITED STATES BANKRUPTCY COURT**
11 **DISTRICT OF NEVADA**

12 In re:

13 USA COMMERCIAL MORTGAGE
14 COMPANY,

15 Debtor.

16 Case No. BK-S-06-10725-LBR

17 Chapter 11

18 **USACM Trust's Motion to Amend
19 Court's Orders Sustaining the First
20 Omnibus Objection Re: The Lerin
21 Hills, LTD Loan**

22 **Original Date of Hearing: September 30, 2011
23 Original Time of Hearing: 9:30 a.m.**

24 **Date of Hearing: January 19, 2012**

25 **Time of Hearing: 10:00 a.m.**

26 **Estimated Time for Hearing: 10 minutes**

1 The USACM Liquidating Trust (the "USACM Trust") moves to amend **Exhibit A**
2 to the Court's Order Sustaining First Omnibus Objection of USACM Trust to Proofs of
3 Claim Based Entirely Upon Investment in the Lerin Hills Loan [DE 9486] (the "Order").
4

5 After the Court entered the Order, the USACM Trust realized that the amount for
6 Claim No. 10725-2053 by KM Financials LLC (the "Claim") was incorrect. The Court
7 disallowed the double counted portion of the Claim in its Order Sustaining Thirteenth
8 Omnibus Objection of USACM Liquidating Trust to Double Counted Claims [DE 7699].
9 To correct this error, the USACM Trust asks that the Court amend the Order such that the
10 amount of the Claim is stated as \$50,883.56; 85% of the Claim (\$43,251.03) disallowed;
11 and 15% of the Claim (\$7,632.53) is allowed. This result is consistent with how the Court
12 handled the same issue in the First Omnibus Objection [DE 9486].

treated the other claims subject to the First Omnibus Objection of USACM Trust to Proofs of Claim Based Entirely Upon Investment in the Lerin Hills Loan.

DATED December 1, 2011

LEWIS AND ROCA LLP

By s/ John Hinderaker (AZ 18024)
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Copy of the foregoing mailed by first class
Postage prepaid U.S. mailed on
December 1, 2011 to:

KM Financials LLC
4847 Damon Cir
Salt Lake City, UT 84117-5854

LEWIS AND ROCA LLP

/s/ Matt Burns
Matt Burns, Paralegal

USACM Trust

Lerin Hills LTD Loan

Single Loan Claims

Claim	Date Claim was Filed	Name	Address	Total Claim Amount Relating to the Lerin Hills LTD Loan	Amount Disallowed (85%)	Amount Allowed (15%)
10725-00185	9/5/2006	Aurora Investments LP	2710 Harbor Hills Ln Las Vegas, NV 89117	1,017,916.67	865,229.17	152,687.50
10725-00213	9/25/2006	Billy Shope Jr Family LP	2833 Maryland Hills Dr Henderson, NV 89052-7700	101,791.67	86,522.92	15,268.75
10725-00187	9/5/2006	Brouwers Family Trust	8040 Vista Twilight Dr Las Vegas, NV 89123	50,895.83	43,261.46	7,634.37
10725-00175	9/1/2006	First Savings Bank Custodian Of John W Brouwers Md	Trust Department 2605 E Flamingo Las Vegas, NV 89119	50,895.83	43,261.46	7,634.37
10725-00172	8/28/2006	First Savings Bank Custodian Of The Paul Bloch IRA	Trust Department 2605 E Flamingo Las Vegas, NV 89119	152,687.50	129,784.38	22,903.13
10725-00176	9/1/2006	Francis Family Trust Dtd 11/10/98	Bruce & Tamara Francis Tee 2360 E Mallory Cir Mesa, AZ 85213	50,895.83	43,261.46	7,634.37
10725-00899	10/31/2006	Joyce E Smith Trust Dated 11/3/99	C/O Joyce E Smith Trustee 3080 Red Springs Dr Las Vegas, NV 89135-1548	51,238.60	43,552.81	7,685.79
10725-02053	1/11/2007	KM Financials LLC	4847 Damon Cir Salt Lake City, UT 84117-5854	50,883.56	43,251.03	7,632.53
10725-00173	8/14/2006	Leer, Hans J & Carolyn F	2024 Gentry Ln Carson City, NV 89701	30,000.00	25,500.00	4,500.00
10725-01520	11/29/2006	Irene Anne Markham-Tafoya	7746 Foredawn Dr Las Vegas, NV 89123-0756	25,000.00	21,250.00	3,750.00
10725-00180	9/1/2006	Mamula, Melissa	3318 Trickling Stream Cir Las Vegas, NV 89117	25,447.92	21,630.73	3,817.19

EXHIBIT A